

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

IN RE: ROBERT L. BRADSHAW SR. PATRICIA BRADSHAW Debtors	CASE NO: 07-32418 (Chapter 13) JUDGE LAWRENCE S. WALTER
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MOTION TO ORDER US BANK HOME MORTGAGE
TO ADJUST REAL ESTATE MORTGAGE

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Now comes the Chapter 13 Trustee and moves the Court for an Order requiring US BANK HOME MORTGAGE, its successors and assignees, to show upon its books and records that the Debtors have paid all arrearages, interests, costs, expenses and claims set forth in the original and any amended proof of claim filed by US BANK HOME MORTGAGE in this case and that the Debtors shall begin making their real estate mortgage payment to US BANK HOME MORTGAGE beginning with the payment due October 2010.

MEMORANDUM IN SUPPORT

The Chapter 13 Trustee reports that according to the Trustee's records in this case, all real estate mortgage arrearages, interest, costs, fees, charges including charges for taxes and insurance and other fees 'passed through' and claims set forth in the original and any amended proof of claim filed by US BANK HOME MORTGAGE in this case and that the balance on the debtor's real estate mortgage loan with US BANK HOME MORTGAGE is current including all escrows for taxes and insurance and other items paid to third parties, and including the mortgage payment due for the month of September 2010. The Trustee is requesting an order requiring the mortgage holder to adjust its books and records.

Any objection filed must contain: copies of US BANK HOME MORTGAGE's original and amended proof of claim, a true and accurate copy of its records setting forth the balance due at time this case was filed, the date and amounts of all payments received and the total balance presently claimed to be due, including for the month of September 2010.

/s/ Jeffrey M. Kellner

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CERTIFICATE OF SERVICE OF 21 DAY NOTICE

NOTICE is hereby given that unless a responsive pleading is filed within 21 days from the date of this service, an order granting this motion may be issued by the Court without further notice or hearing as provided by L.B.R.9013-1(b). If a responsive pleading to this motion is timely filed, then this matter shall be set for a 7016 telephone conference at a date and time to be determined.

I hereby certify that a copy of the attached was served by electronic service or was mailed by first class mail to each of the following on the date of the electronic filing.

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Jeffrey M Kellner, Trustee

/s/ Jeffrey M. Kellner

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